

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Main Event Transportation Inc. to
Amend Passenger Stage Certificate 16020 for
authority to increase fares and change pick up
Location in Salinas, CA.

Application 05-08-018
(Filed August 9, 2005)

SCOPING MEMO AND RULING OF ASSIGNED COMMISSIONER

The undersigned Commissioner hereby rules upon the matters required by Rules 6 and 6.3 of the Commission's Rules of Practice and Procedure (Rules).

1. Category. This proceeding is categorized as ratesetting. Consequently, ex parte communications (i.e., communications about the subject matter of this proceeding between a party and the principal hearing officer, off the record and without the opportunity for all parties to participate) are only permitted as provided by Rule 7.1(c).

2. Hearing. A hearing is necessary in this proceeding.

3. Principal Hearing Officer. The principal hearing officer shall be Administrative Law Judge (ALJ) Victor D. Ryerson.

4. Parties. The parties to this proceeding are:

- a) Main Event Transportation, Incorporated, applicant
- b) City of Salinas, protestant
- c) Marlys Maher, et al., protestant

In addition the following have submitted requests to participate in an "information only" status:

- a) Sylvia Texeira

b) Christine Watson, Transportation Agency for Monterey County

5. Prehearing Conference. A prehearing conference was held in this proceeding on November 17, 2005, in Salinas. I did not attend.

6. Issue. Whether the Commission should authorize Main Event Transportation Incorporated to amend its Certificate of Public Convenience and Necessity as a Passenger Stage Corporation (CPCN), PSC-16020, by deleting points and places within the City of Salinas and substituting a pickup point in Prunedale, and increasing its fares and rates. This incorporates consideration of the following issues:

- a) Whether the applicant is required to obtain the Commission's authorization to delete or change pickup points on its authorized route. Assuming it does;
- b) Whether there is economic justification for deleting the service proposed by applicant; and
- c) Whether there is a public need for the service proposed to be deleted.

7. Procedural Schedule. The following procedural schedule is adopted pursuant to the prehearing order of the ALJ:

- a) No later than January 10, 2006, the parties shall meet and confer at least once to discuss the resolution of this matter. The meeting may be held in person or by telephone.
- b) As discussed and directed by the principal hearing officer at the prehearing conference, no later than January 17, 2006, the parties shall, individually or jointly, file with the Commission and serve upon the ALJ a case management statement. Pursuant to Rule 49, subdivision (c), the parties shall report the results of their conference, including, at a minimum:
 - (1) The status of discovery efforts, including the existence of any outstanding dispute concerning discovery requests and responses.
 - (2) Whether the parties request mediation of any unresolved issues under the Commission's Alternative Dispute Resolution program.

- (3) Any other procedural matter that relates to the orderly conduct of this proceeding pursuant to this schedule.
- c) February 15, 2006, shall be the deadline for completion of discovery, unless timely request is made for extension of the discovery period, based upon a showing of good cause.
 - d) The parties shall exchange prepared testimony and serve copies upon the ALJ no later than March 7, 2006.
 - e) The evidentiary hearing will commence at 1:00 pm on Monday, March 27, 2006, in Salinas. The time and location of the hearing will be set forth separately in a notice from the Calendar Clerk.
 - f) The proceeding will be submitted no later than July 7, 2006.
 - g) In no event will the Commission's decision be issued later than January 19, 2007.

IT IS SO RULED.

Dated December 21, 2005, at San Francisco, California.

/s/ JOHN A BOHN
John A. Bohn
Assigned Commissioner

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Scoping Memo and Ruling of Assigned Commissioner on all parties of record in this proceeding or their attorneys of record.

Dated December 21, 2005, at San Francisco, California.

/s/ JOYCE TOM

Joyce Tom

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.